SERFF Tracking #: GACX-131481323 State Tracking #:

Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

**Product Name:** 18074 SBP Cyber Enhancement Endorsements and Rules **Project Name/Number:** SBP Cyber Enhancement Endorsements and Rules/18074

# Filing at a Glance

Companies: Great American Insurance Company

**Great American Assurance Company** 

Great American Insurance Company of New York Great American Alliance Insurance Company

Product Name: 18074 SBP Cyber Enhancement Endorsements and Rules

State: District of Columbia

TOI: 05.1 CMP Non-Liability Portion Only

Sub-TOI: 05.1003 Commercial Package

Filing Type: Rule

Date Submitted: 05/04/2018

SERFF Tr Num: GACX-131481323
SERFF Status: Submitted to State

State Tr Num:

State Status:

Co Tr Num: 31-0170-18074

Effective Date 06/04/2018

Requested (New):

Effective Date 06/04/2018

Requested (Renewal):

Author(s): Alison Clem

Reviewer(s):

Disposition Date:
Disposition Status:
Effective Date (New):
Effective Date (Renewal):

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

**Product Name:** 18074 SBP Cyber Enhancement Endorsements and Rules **Project Name/Number:** SBP Cyber Enhancement Endorsements and Rules/18074

## **General Information**

Project Name: SBP Cyber Enhancement Endorsements and Status of Filing in Domicile: Pending

Rules

Project Number: 18074 Domicile Status Comments:

Reference Organization: Reference Number:
Reference Title: Advisory Org. Circular:

Filing Status Changed: 05/04/2018

State Status Changed: Deemer Date:

Created By: Alison Clem Submitted By: Alison Clem

Corresponding Filing Tracking Number: GACX-131481324

Filing Description:

The purpose of this filing is to introduce revisions to our Select Business Policy product.

A general description of the revisions is as follows:

This filing involves two similar forms:

SB 82 55 Cyber Enhancement Endorsement Business Income and Extra Expense Coverage Form Actual Loss Sustained up to 12 Months

SB 81 32 Select Business Policy Cyber Enhancement Endorsement

The forms are identical in the changes that were made and only have editorial changes to match the underlying coverage forms being modified i.e. both identically modify the language of the Select Business Policy Building and Personal Property Coverage Form and then each similarly modify either the Business Income and Extra Coverage Form or the Business Income and Extra Expense Coverage Form Actual Loss Sustained up to 12 Months.

# **Company and Contact**

## **Filing Contact Information**

Alison Clem, Compliance Filing Analyst aclem@gaig.com
49 East 4th Street 513-333-6515 [Phone]
Cincinnati, OH 45202 513-333-6996 [FAX]

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

First Filing Company: Great American Insurance Company, ... State: District of Columbia

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

Product Name: 18074 SBP Cyber Enhancement Endorsements and Rules Project Name/Number: SBP Cyber Enhancement Endorsements and Rules/18074

**Filing Company Information** 

**Great American Insurance** CoCode: 16691 State of Domicile: Ohio

Company Group Code: 84 Company Type: State ID Number:

301 E. 4th Street Group Name: Great American

Cincinnati, OH 45202 Insurance Group

(513) 369-5000 ext. [Phone] FEIN Number: 31-0501234

Great American Assurance CoCode: 26344 State of Domicile: Ohio

Company Group Code: 84 Company Type: 301 E. 4th Street Group Name: Great American State ID Number:

Cincinnati, OH 45202 Insurance Group

(513) 369-5000 ext. [Phone] FEIN Number: 15-6020948

**Great American Insurance** CoCode: 22136 State of Domicile: New York

Company of New York Group Code: 84 Company Type: 301 E. 4th Street State ID Number: Group Name: Great American

Cincinnati, OH 45202 Insurance Group

(513) 369-5000 ext. [Phone] FEIN Number: 13-5539046

CoCode: 26832 State of Domicile: Ohio Great American Alliance Insurance

Company Group Code: 84 Company Type: 301 E. 4th Street State ID Number: Group Name: Great American

Cincinnati, OH 45202 Insurance Group

(513) 369-5000 ext. [Phone] FEIN Number: 95-1542353

# **Filing Fees**

No Fee Required? No Retaliatory?

Fee Explanation:

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

Product Name:18074 SBP Cyber Enhancement Endorsements and RulesProject Name/Number:SBP Cyber Enhancement Endorsements and Rules/18074

# **Rate Information**

Rate data does NOT apply to filing.

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

Product Name:18074 SBP Cyber Enhancement Endorsements and RulesProject Name/Number:SBP Cyber Enhancement Endorsements and Rules/18074

# Rate/Rule Schedule

Item	Schedule Item				Previous State	
No.	Status	Exhibit Name	Rule # or Page #	Rate Action	Filing Number	Attachments
1		SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT SB 81 32	SBP CYBER-1	Replacement		SB8132 (03-18) Rule Page - final.pdf
2		SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT BUSINESS INCOME AND EXTRA EXPENSE COVERAGE FORM ACTUAL LOSS SUSTAINED UP TO 12 MONTHS		Replacement		SB8255 (03-18) Rule Page - final.pdf

## SELECT BUSINESS POLICY

## SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT SB 81 32

This endorsement includes 7 different Cyber related coverages. Some of these coverages enhance coverage that is already present while others introduce new coverage. Coverage is available at 4 different limit levels:

	Plan Limit 1	Plan Limit 2	Plan Limit 3	Plan Limit 4
Endorsement Aggregate Limit of Insurance	\$25,000	\$50,000	\$100,000	\$500,000
<u>Coverage</u>		Aggregate Subli	mit of Insurance	<u>!</u>
Business Income Ext for Web Sites	\$25,000	\$50,000	\$50,000	\$50,000
Business "Computer" Coverage	\$25,000	\$50,000	\$50,000	\$50,000
Laptop Computers – Worldwide	\$25,000	\$50,000	\$50,000	\$50,000
Extortion Threats Expense	\$25,000	\$50,000	\$50,000	\$50,000
Interruption of Computer Operations	\$25,000	\$50,000	\$50,000	\$50,000
Public Relations Expense	\$25,000	\$50,000	\$100,000	\$500,000
Security Breach Expense	\$25,000	\$50,000	\$100,000	\$500,000

The Endorsement Aggregate Limit of Insurance represents a policy period limit for this endorsement. The Aggregate Sublimit of Insurance for each individual coverage is subject to the Endorsement Aggregate Limit of Insurance.

The insured must choose between the Plan Limit Options on an all or nothing basis. The insured cannot selectively choose between individual coverage and limits. A brief description of the coverage is as follows:

<u>Business Income Extension for Web Sites</u>- coverage for loss of business income as a result of damage to premises of a vendor that is acting as the insured's web site host or Internet Service Provider.

<u>Business "Computer" Coverage</u>- coverage for electronic, hardware, data and software. Covered Causes of Loss include virus, malicious code or denial of service attack introduced or enacted upon the insured's computer system or network.

<u>Laptop Computers- Worldwide Coverage</u>- coverage for loss or damage to laptops, palmtops or similar equipment anywhere in the world and including in transit.

<u>Extortion Threats Aggregate</u>- coverage for extortion expenses and ransom payments due to a threat to:

- ✓ Introduce a virus, malicious code or denial of service attack
- ✓ Disseminate, divulge or utilize proprietary information or weaknesses in the source code
- ✓ Destroy, corrupt or prevent normal access or by gaining unauthorized access to the insured's computer system
- ✓ Introduce ransomware into the insured's computer system
- ✓ Publish the insured's client information

<u>Interruption of Computer Operations</u>- coverage for loss of business income and extra expense that results from a virus, malicious code or denial of service attack or as the result of an extortion threat. An extortion threat can take many forms including threats to:

- ✓ Introduce virus or malicious code or initiate a denial of service attack
- ✓ Gain access to insured's computer system and obtain and disseminate personal information residing therein
- ✓ Destroy or corrupt data
- ✓ Introduce software into insured's system that encrypts data

<u>Public Relations Expense</u>- coverage for fees incurred from public relations firm to help rebuild insured's reputation after a computer breach or the release of virus, malicious code or denial of service attack.

<u>Security Breach Expense</u>- coverage for various expenses associated with the mitigation of a security breach. Included are:

- ✓ Notification costs associated with notifying all parties affected by the breach
- ✓ Overtime pay for employees assigned to handle inquiries related to the breach
- ✓ Fees from third party acting as call center to handle inquiries related to the breach
- ✓ One year of credit monitoring for victims of the breach
- ✓ One year of fraud monitoring for victims of the breach

# **Underwriting Considerations:**

The underwriting considerations for this coverage are as follows. All exceptions must be referred:

- o The applicant has not had any of the following:
  - ✓ Network security incidents in the last 3 years involving data breaches, virus, unauthorized use and access, or any other breach of network security.
  - ✓ A policy cancelled or non-renewed that deals with network security and website content.
  - ✓ Been sued or threatened with a suit related to its web site content, ecommerce activity or network security in the last 3 years.
  - ✓ Knowledge of any act, error or omission on their part that may be reasonably expected to give rise to any e-commerce claims against the insured.
  - ✓ Been investigated or fined by any government regulatory agency such as the FTC for privacy related violations in the last 3 years.
- The applicant's business activities do NOT involve any of the following:
  - ✓ Sale, Distribution, and promotion of products regulated by the Bureau
    of Alcohol, Tobacco, and Firearms
  - ✓ Soliciting, collecting, and distribution of customer information without verified authorization.
  - ✓ Any use of pornographic data or images.

- ✓ Over 25% of revenues generated from online sales.
- The applicant's current network security and internal controls include the following:
  - Currently supported computer operating system, antivirus/malware/ spyware software protection, and network security tools in place.
  - ✓ Screening process for hiring employees, temporary employees, and vendors and granting them systems access.
  - ✓ Mobile devices such as laptops and smart phones have, at a minimum, password protection.
  - ✓ Secures permission for use of third party generated content such as text, images, audio or video prior to posting the content on its website.
  - ✓ Network and System backups are conducted at least once a week.
- o The following classes are ineligible:
  - ✓ Educational institutions
  - ✓ Healthcare facilities
  - ✓ Government/municipalities/military
  - ✓ Financial institutions and services such as banks, credit card clearinghouses and investment counselors
  - ✓ Merchant level 1 and 2 category (over 1,000,000 credit card transactions per year)
  - ✓ Publishing and broadcasting
  - ✓ Data storage services
  - ✓ Website design and content management services
  - ✓ Applicant's with websites containing any of the following:
    - Children's interest
    - Advertising/product comparisons
    - Entertainment/gaming
    - Health related information
    - Sale and/or promotion of contraband and counterfeit items
- o The presence of any of the following will require a referral:
  - ✓ Over 25% of revenue generated by online sales
  - ✓ Blogs or any ability for users to post comments on a discussion board
  - ✓ The ability for a website visitor to conduct text or voice chat with a representative of the applicant
  - ✓ Storage by the applicant in their database of highly sensitive electronic data or images such as:
    - Bank account information
    - Medical records
    - Trade secrets
    - Intellectual property assets
    - Detailed client/customer information
    - Government or military information

# **Coverage Form**

SB 81 32 Select Business Policy Cyber Enhancement Endorsement

## **Class Codes**

Use Class Code 1810 for Plan Limit 1

Use Class Code 1811 for Plan Limit 2

Use Class Code 1822 for Plan Limit 3

Use Class Code 1823 for Plan Limit 4

## **Premium Development**

Premium is a flat charge based on Plan Limit Selected.

Plan Limit 1 - \$50
Plan Limit 2 - \$75
Plan Limit 1 - \$100
Plan Limit 2 - \$200

Refer accounts with revenue in excess of 20,000,000.

## **Application**

Cyber Enhancement Quotation and Coverage Acceptance Form, F.8089 for Plan Limit Options 1 and 2.

Great American Insurance Company Great American Insurance Company of New York Great American Alliance Insurance Company Great American Assurance Company

#### **SELECT BUSINESS POLICY**

# SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT BUSINESS INCOME AND EXTRA EXPENSE COVERAGE FORM – ACTUAL LOSS SUSTAINED UP TO 12 MONTHS

This optional endorsement is available for Select Business Policies when the Business Income and Extra Expense Actual Loss Sustained Up To 12 Months, SB8247, is included in the policy.

The endorsement provides 7 different Cyber related coverages. Some of these coverages enhance coverage that is already present while others introduce new coverage. Coverage is available at 4 different limit levels:

	<u>Plan Limit 1</u>	Plan Limit 2	Plan Limit 3	Plan Limit 4
Endorsement Aggregate Limit of Insurance	\$25,000	\$50,000	\$100,000	\$500,000
Coverage		Aggregate Sul	blimit of Insurance	ce
Business Income Ext for Web Sites	\$25,000	\$50,000	\$50,000	\$50,000
Business "Computer" Coverage	\$25,000	\$50,000	\$50,000	\$50,000
Laptop Computers – Worldwide	\$25,000	\$50,000	\$50,000	\$50,000
Extortion Threats Expense	\$25,000	\$50,000	\$50,000	\$50,000
Interruption of Computer Operations	\$25,000	\$50,000	\$50,000	\$50,000
Public Relations Expense	\$25,000	\$50,000	\$100,000	\$500,000
Security Breach Expense	\$25,000	\$50,000	\$100,000	\$500,000

The Endorsement Aggregate Limit of Insurance represents a policy limit for this endorsement. The Aggregate Sublimit of Insurance for each individual coverage is subject to the Endorsement Aggregate Limit of Insurance.

The insured must choose between the Plan Limit Options on an all or nothing basis. The insured cannot selectively choose between individual coverage and limits. A brief description of the coverage is as follows:

<u>Business Income Extension for Web Sites</u>- coverage for loss of business income as a result of damage to premises of a vendor that is acting as the insured's web site host or Internet Service Provider.

<u>Business "Computer" Coverage</u>- coverage for electronic, hardware, data and software. Covered Causes of Loss include virus, malicious code or denial of service attack introduced or enacted upon the insured's computer system or network.

<u>Laptop Computers- Worldwide Coverage</u>- coverage for loss or damage to laptops, palmtops or similar equipment anywhere in the world and including in transit.

<u>Extortion Threats Aggregate</u>- coverage for extortion expenses and ransom payments due to a threat to:

- ✓ Introduce a virus, malicious code or denial of service attack
- ✓ Disseminate, divulge or utilize proprietary information or weaknesses in the source code
- ✓ Destroy, corrupt or prevent normal access or by gaining unauthorized access to the insured's computer system
- ✓ Introduce ransomware into the insured's computer system
- ✓ Publish the insured's client information

<u>Interruption of Computer Operations</u>- coverage for loss of business income and extra expense that results from a virus, malicious code or denial of service attack or as the result of an extortion threat. An extortion threat can take many forms including threats to:

- ✓ Introduce virus or malicious code or initiate a denial of service attack
- ✓ Gain access to insured's computer system and obtain and disseminate personal information residing therein
- ✓ Destroy or corrupt data

✓ Introduce software into insured's system that encrypts data

<u>Public Relations Expense</u>- coverage for fees incurred from public relations firm to help rebuild insured's reputation after a computer breach or the release of virus, malicious code or denial of service attack.

<u>Security Breach Expense</u>- coverage for various expenses associated with the mitigation of a security breach. Included are:

- ✓ Notification costs associated with notifying all parties affected by the breach
- ✓ Overtime pay for employees assigned to handle inquiries related to the breach
- ✓ Fees from third party acting as call center to handle inquiries related to the breach
- ✓ One year of credit monitoring for victims of the breach
- ✓ One year of fraud monitoring for victims of the breach

# **Underwriting Considerations:**

The underwriting considerations for this coverage are as follows. All exceptions must be referred:

- o The applicant has not had any of the following:
  - ✓ Network security incidents in the last 3 years involving data breaches, virus, unauthorized use and access, or any other breach of network security.
  - ✓ A policy cancelled or non-renewed that deals with network security and website content.
  - ✓ Been sued or threatened with a suit related to its web site content, ecommerce activity or network security in the last 3 years.
  - ✓ Knowledge of any act, error or omission on their part that may be reasonably expected to give rise to any e-commerce claims against the insured.
  - ✓ Been investigated or fined by any government regulatory agency such as the FTC for privacy related violations in the last 3 years.
- The applicant's business activities do NOT involve any of the following:
  - ✓ Sale, Distribution, and promotion of products regulated by the Bureau of Alcohol, Tobacco, and Firearms
  - ✓ Soliciting, collecting, and distribution of customer information without verified authorization.
  - ✓ Any use of pornographic data or images.
  - ✓ Over 25% of revenues generated from online sales.
- The applicant's current network security and internal controls include the following:
  - ✓ Currently supported computer operating system, anti-virus/malware/ spyware software protection, and network security tools in place.
  - ✓ Screening process for hiring employees, temporary employees, and vendors and granting them systems access.
  - ✓ Mobile devices such as laptops and smart phones have, at a minimum, password protection.

- ✓ .Secures permission for use of third party generated content such as text, images, audio or video prior to posting the content on its website.
- ✓ Network and System backups are conducted at least once a week.
  - The following classes are ineligible:
- ✓ Educational institutions
- √ Healthcare facilities
- ✓ Government/municipalities/military
- ✓ Financial institutions and services such as banks, credit card clearinghouses and investment counselors
- ✓ Merchant level 1 and 2 category (over 1,000,000 credit card transactions per vear)
- ✓ Publishing and broadcasting
- ✓ Data storage services
- √ Website design and content management services
- ✓ Applicant's with websites containing any of the following:
  - Children's interest
  - Advertising/product comparisons
  - Entertainment/gaming
  - Health related information
  - Sale and/or promotion of contraband and counterfeit items
- o The presence of any of the following will require a referral:
  - ✓ Over 25% of revenue generated by online sales
  - ✓ Blogs or any ability for users to post comments on a discussion board
  - ✓ The ability for a website visitor to conduct text or voice chat with a representative of the applicant
  - ✓ Storage by the applicant in their database of highly sensitive electronic data or images such as:
    - Bank account information
    - Medical records
    - Trade secrets
    - Intellectual property assets
    - Detailed client/customer information
    - Government or military information

## **Coverage Form**

SB 82 55 Select Business Policy Cyber Enhancement Endorsement Business Income And Extra Expense Coverage Form Actual Loss Sustained Up To 12 Months

## Class Codes

Use Class Code 1810 for Plan Limit 1

Use Class Code 1811 for Plan Limit 2

Use Class Code 1822 for Plan Limit 3

Use Class Code 1823 for Plan Limit 4

# **Premium Development**

Premium is a flat charge based on the Plan Limit selected.

Plan Limit	1 -	\$50
Plan Limit	2 -	\$75
Plan Limit	3-	\$100
Plan Limit	4-	\$200

Refer accounts with revenue in excess of 20,000,000.

# **Application**

Cyber Enhancement Quotation and Coverage Acceptance Form, F.8089 for Plan Limit Options 1 and 2.

**Great American Insurance Company Great American Insurance Company of New York** 

Great American Alliance Insurance Company
Great American Assurance Company

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

Product Name:18074 SBP Cyber Enhancement Endorsements and RulesProject Name/Number:SBP Cyber Enhancement Endorsements and Rules/18074

# **Supporting Document Schedules**

Bypassed - Item:	Consulting Authorization
Bypass Reason:	N/A
Attachment(s):	
Item Status:	
Status Date:	
Bypassed - Item:	Actuarial Certification (P&C)
Bypass Reason:	N/A
Attachment(s):	IV/A
Item Status:	
Status Date:	
Status Date.	
Bypassed - Item:	District of Columbia and Countrywide Experience for the Last 5 Years (P&C)
Bypass Reason:	N/A
Attachment(s):	
Item Status:	
Status Date:	
Bypassed - Item:	District of Columbia and Countrywide Loss Ratio Analysis (P&C)
Bypass Reason:	N/A
Attachment(s):	
Item Status:	
Status Date:	
Satisfied - Item:	Side by Side Comparison
Comments:	Clab by Clab Companion
Attachment(s):	SB8132 (03-18) Rule Page - redline.pdf SB8255 (03-18) Rule Page - redline.pdf
Item Status:	
Status Date:	
Satisfied - Item:	Explanatory Memorandum
Comments:	
Attachment(s):	Form Explanatory - Cyber.pdf
Item Status:	

SERFF Tracking #: GACX-131481323 State Tracking #: Company Tracking #: 31-0170-18074

State: District of Columbia First Filing Company: Great American Insurance Company, ...

TOI/Sub-TOI: 05.1 CMP Non-Liability Portion Only/05.1003 Commercial Package

Product Name:18074 SBP Cyber Enhancement Endorsements and RulesProject Name/Number:SBP Cyber Enhancement Endorsements and Rules/18074

**Status Date:** 

## SELECT BUSINESS POLICY

## COMPANY EXCEPTION PAGE COMMERCIAL LINES MANUAL DIVISION FIVE FIRE AND ALLIED LINES

## SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT SB 81 32

This endorsement includes 7 different Cyber related coverages. Some of these coverages enhance coverage that is already present while others introduce new coverage. Coverage is available at 4 different limit levels:

Coverage	Plan Limit 1	Plan Limit 2	Plan Limit 3	Plan Limit 4
Endorsement Aggregate Limit of Insurance	\$25,000	\$50,000	\$100,000	\$500,000
Coverage		Aggregate Subli	mit of Insurance	
Business Income Ext for Web Sites	\$25,000	\$50,000	\$50,000	\$50,000
Business "Computer" Coverage	\$25,000	\$50,000	\$50,000	\$50,000
Laptop Computers – Worldwide	\$25,000	\$50,000	\$50,000	\$50,000
Extortion Threats Aggregate Expense	\$25,000	\$50,000	\$50,000	\$50,000
Interruption of Computer Operations	\$25,000	\$50,000	\$50,000	\$50,000
Public Relations Expense	\$25,000	\$50,000	\$100,000	\$500,000
Security Breach Expense	\$25,000	\$50,000	\$100,000	\$500,000

The Endorsement Aggregate Limit of Insurance represents a policy period limit for this endorsement. The Aggregate Sublimit of Insurance for each individual coverage is subject to the Endorsement Aggregate Limit of Insurance.

The insured must choose between the Plan Limit Options on an all or nothing basis. The insured cannot selectively choose between individual coverage and limits. A brief description of the coverage is as follows:

<u>Business Income Extension for Web Sites</u>- coverage for loss of business income as a result of damage to premises of a vendor that is acting as the insured's web site host or Internet Service Provider.

<u>Business "Computer" Coverage</u>- coverage for electronic, hardware, data and software. Covered Causes of Loss include virus, malicious code or denial of service attack introduced or enacted upon the insured's computer system or network.

<u>Laptop Computers- Worldwide Coverage</u>- coverage for loss or damage to laptops, palmtops or similar equipment anywhere in the world and including in transit.

<u>Extortion Threats Aggregate</u>- coverage for extortion expenses and ransom payments due to a threat to:

- ✓ Introduce a virus, malicious code or denial of service attack
- ✓ Disseminate, divulge or utilize proprietary information or weaknesses in the source code
- Destroy, corrupt or prevent normal access or by gaining unauthorized access to the insured's computer system
- ✓ Introduce ransomware into the insured's computer system
- ✓ Publish the insured's client information.

<u>Interruption of Computer Operations</u>- coverage for loss of business income and extra expense that results from a virus, malicious code or denial of service attack or as the result of an extortion threat. An extortion threat can take many forms including threats to:

- ✓ Introduce virus or malicious code or initiate a denial of service attack
- ✓ Gain access to insured's computer system and obtain and disseminate personal information residing therein
- ✓ Destroy or corrupt data
- ✓ Introduce software into insured's system that encrypts data

<u>Public Relations Expense</u>- coverage for fees incurred from public relations firm to help rebuild insured's reputation after a computer breach or the release of virus, malicious code or denial of service attack.

<u>Security Breach Expense</u>- coverage for various expenses associated with the mitigation of a security breach. Included are:

- ✓ Notification costs associated with notifying all parties affected by the breach
- ✓ Overtime pay for employees assigned to handle inquiries related to the breach
- ✓ Fees from third party acting as call center to handle inquiries related to the breach
- ✓ One year of credit monitoring for victims of the breach
- ✓ One year of fraud monitoring for victims of the breach

## **Underwriting Considerations:**

The underwriting considerations for this coverage are as follows. All exceptions must be referred:

- o The applicant has not had any of the following:
  - ✓ Network security incidents in the last 3 years involving data breaches, virus, unauthorized use and access, or any other breach of network security.
  - ✓ A policy cancelled or non-renewed that deals with network security and website content.
  - ✓ Been sued or threatened with a suit related to its web site content, ecommerce activity or network security in the last 3 years.
  - ✓ Knowledge of any act, error or omission on their part that may be reasonably expected to give rise to any e-commerce claims against the insured.
  - ✓ Been investigated or fined by any government regulatory agency such as the FTC for privacy related violations in the last 3 years.
- The applicant's business activities do NOT involve any of the following:
  - ✓ Sale, Distribution, and promotion of products regulated by the Bureau
    of Alcohol, Tobacco, and Firearms
  - ✓ Soliciting, collecting, and distribution of customer information without verified authorization.
  - ✓ Any use of pornographic data or images.

- ✓ Over 25% of revenues generated from online sales.
- The applicant's current network security and internal controls include the following:
  - Currently supported computer operating system, antivirus/malware/ spyware software protection, and network security tools in place.
  - ✓ Screening process for hiring employees, temporary employees, and vendors and granting them systems access.
  - ✓ Mobile devices such as laptops and smart phones have, at a minimum, password protection.
  - ✓ Secures permission for use of third party generated content such as text, images, audio or video prior to posting the content on its website.
  - ✓ Network and System backups are conducted at least once a week.
- The following classes are ineligible:
  - ✓ Educational institutions
  - ✓ Healthcare facilities
  - ✓ Government/municipalities/military
  - ✓ Financial institutions and services such as banks, credit card clearinghouses and investment counselors
  - ✓ Merchant level 1 and 2 category (over 1,000,000 credit card transactions per year)
  - ✓ Publishing and broadcasting
  - ✓ Data storage services
  - ✓ Website design and content management services
  - ✓ Applicant's with websites containing any of the following:
    - Children's interest
    - Advertising/product comparisons
    - Entertainment/gaming
    - Health related information
    - Sale and/or promotion of contraband and counterfeit items
- o The presence of any of the following will require a referral:
  - ✓ Over 25% of revenue generated by online sales
  - ✓ Blogs or any ability for users to post comments on a discussion board
  - ✓ The ability for a website visitor to conduct text or voice chat with a representative of the applicant
  - ✓ Storage by the applicant in their database of highly sensitive electronic data or images such as:
    - Bank account information
    - Medical records
    - Trade secrets
    - Intellectual property assets
    - Detailed client/customer information
    - Government or military information

# **Coverage Form**

SB 81 32 Select Business Policy Cyber Enhancement Endorsement

## **Class Codes**

Use Class Code 1810 for Plan Limit 1

Use Class Code 1811 for Plan Limit 2

Use Class Code 1822 for Plan Limit 3

Use Class Code 1823 for Plan Limit 4

## **Premium Development**

Premium is a flat charge based on Plan Limit Selected 1.

Plan Limit 1 - \$50 Plan Limit 2 - \$75 Plan Limit 1 - \$100 Plan Limit 2 - \$200

Refer accounts with revenue in excess of 20,000,000.

## **Application**

Cyber Enhancement Quotation and Coverage Acceptance Form, F.8089 for Plan Limit Options 1 and 2.

Great American Insurance Company Great American Insurance Company of New York Great American Alliance Insurance Company Great American Assurance Company

#### **SELECT BUSINESS POLICY**

# SELECT BUSINESS POLICY CYBER ENHANCEMENT ENDORSEMENT BUSINESS INCOME AND EXTRA EXPENSE COVERAGE FORM – ACTUAL LOSS SUSTAINED UP TO 12 MONTHS

This optional endorsement is available for Select Business Policies when the Business Income and Extra Expense Actual Loss Sustained Up To 12 Months, SB8247, is included in the policy.

The endorsement provides 7 different Cyber related coverages. Some of these coverages enhance coverage that is already present while others introduce new coverage. Coverage is available at 4 different limit levels:

Coverage	<u>Plan Limit 1</u>	Plan Limit 2	Plan Limit 3	Plan Limit 4
Endorsement Aggregate Limit of Insurance	\$25,000	\$50,000	\$100,000	\$500,000
Coverage		Aggregate Sul	blimit of Insurance	<u>ce</u>
Business Income Ext for Web Sites	\$25,000	\$50,000	\$50,000	\$50,000
Business "Computer" Coverage	\$25,000	\$50,000	\$50,000	\$50,000
Laptop Computers – Worldwide	\$25,000	\$50,000	\$50,000	\$50,000
Extortion Threats Aggregate Expense	\$25,000	\$50,000	\$50,000	\$50,000
Interruption of Computer Operations	\$25,000	\$50,000	\$50,000	\$50,000
Public Relations Expense	\$25,000	\$50,000	\$100,000	\$500,000
Security Breach Expense	\$25,000	\$50,000	\$100,000	\$500,000

The Endorsement Aggregate Limit of Insurance represents a policy limit for this endorsement.

The Aggregate Sublimit of Insurance for each individual coverage is subject to the

Endorsement Aggregate Limit of Insurance.

The insured must choose between the Plan Limit Options on an all or nothing basis. The insured cannot selectively choose between individual coverage and limits. A brief description of the coverage is as follows:

<u>Business Income Extension for Web Sites</u>- coverage for loss of business income as a result of damage to premises of a vendor that is acting as the insured's web site host or Internet Service Provider.

<u>Business "Computer" Coverage</u>- coverage for electronic, hardware, data and software. Covered Causes of Loss include virus, malicious code or denial of service attack introduced or enacted upon the insured's computer system or network.

<u>Laptop Computers- Worldwide Coverage</u>- coverage for loss or damage to laptops, palmtops or similar equipment anywhere in the world and including in transit.

<u>Extortion Threats Aggregate</u>- coverage for extortion expenses and ransom payments due to a threat to:

- ✓ Introduce a virus, malicious code or denial of service attack
- ✓ Disseminate, divulge or utilize proprietary information or weaknesses in the source code
- ✓ Destroy, corrupt or prevent normal access or by gaining unauthorized access to the insured's computer system
- ✓ Introduce ransomware into the insured's computer system
- ✓ Publish the insured's client information

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<u>Interruption of Computer Operations</u>- coverage for loss of business income and extra expense that results from a virus, malicious code or denial of service attack or as the result of an extortion threat. An extortion threat can take many forms including threats to:

- ✓ Introduce virus or malicious code or initiate a denial of service attack
- ✓ Gain access to insured's computer system and obtain and disseminate personal information residing therein
- ✓ Destroy or corrupt data

✓ Introduce software into insured's system that encrypts data

<u>Public Relations Expense</u>- coverage for fees incurred from public relations firm to help rebuild insured's reputation after a computer breach or the release of virus, malicious code or denial of service attack.

<u>Security Breach Expense</u>- coverage for various expenses associated with the mitigation of a security breach. Included are:

- ✓ Notification costs associated with notifying all parties affected by the breach
- ✓ Overtime pay for employees assigned to handle inquiries related to the breach
- ✓ Fees from third party acting as call center to handle inquiries related to the breach
- ✓ One year of credit monitoring for victims of the breach
- ✓ One year of fraud monitoring for victims of the breach

# **Underwriting Considerations:**

The underwriting considerations for this coverage are as follows. All exceptions must be referred:

- o The applicant has not had any of the following:
  - ✓ Network security incidents in the last 3 years involving data breaches, virus, unauthorized use and access, or any other breach of network security.
  - ✓ A policy cancelled or non-renewed that deals with network security and website content.
  - ✓ Been sued or threatened with a suit related to its web site content, ecommerce activity or network security in the last 3 years.
  - ✓ Knowledge of any act, error or omission on their part that may be reasonably expected to give rise to any e-commerce claims against the insured.
  - ✓ Been investigated or fined by any government regulatory agency such as the FTC for privacy related violations in the last 3 years.
- The applicant's business activities do NOT involve any of the following:
  - ✓ Sale, Distribution, and promotion of products regulated by the Bureau of Alcohol, Tobacco, and Firearms
  - ✓ Soliciting, collecting, and distribution of customer information without verified authorization.
  - ✓ Any use of pornographic data or images.
  - ✓ Over 25% of revenues generated from online sales.
- The applicant's current network security and internal controls include the following:
  - Currently supported computer operating system, anti-virus/malware/ spyware software protection, and network security tools in place.
  - ✓ Screening process for hiring employees, temporary employees, and vendors and granting them systems access.
  - ✓ Mobile devices such as laptops and smart phones have, at a minimum, password protection.

- ✓ .Secures permission for use of third party generated content such as text, images, audio or video prior to posting the content on its website.
- ✓ Network and System backups are conducted at least once a week.
  - The following classes are ineligible:
- ✓ Educational institutions
- √ Healthcare facilities
- ✓ Government/municipalities/military
- ✓ Financial institutions and services such as banks, credit card clearinghouses and investment counselors
- ✓ Merchant level 1 and 2 category (over 1,000,000 credit card transactions per vear)
- ✓ Publishing and broadcasting
- ✓ Data storage services
- √ Website design and content management services
- ✓ Applicant's with websites containing any of the following:
  - Children's interest
  - Advertising/product comparisons
  - Entertainment/gaming
  - Health related information
  - Sale and/or promotion of contraband and counterfeit items
- o The presence of any of the following will require a referral:
  - ✓ Over 25% of revenue generated by online sales
  - ✓ Blogs or any ability for users to post comments on a discussion board
  - ✓ The ability for a website visitor to conduct text or voice chat with a representative of the applicant
  - ✓ Storage by the applicant in their database of highly sensitive electronic data or images such as:
    - Bank account information
    - Medical records
    - Trade secrets
    - Intellectual property assets
    - Detailed client/customer information
    - Government or military information

## **Coverage Form**

SB 82 55 Select Business Policy Cyber Enhancement Endorsement Business Income And Extra Expense Coverage Form Actual Loss Sustained Up To 12 Months

## Class Codes

Use Class Code 1810 for Plan Limit 1

Use Class Code 1811 for Plan Limit 2

Use Class Code 1822 for Plan Limit 3

Use Class Code 1823 for Plan Limit 4

# **Premium Development**

Premium is a flat charge based on the Plan Limit selected.

Plan Limit	1 -	\$50
Plan Limit	2 -	\$75
Plan Limit	3-	\$100
Plan Limit	4-	\$200

Refer accounts with revenue in excess of 20,000,000.

# **Application**

Cyber Enhancement Quotation and Coverage Acceptance Form, F.8089 for Plan Limit Options 1 and 2.

Great American Insurance Company Great American Insurance Company of New York Great American Alliance Insurance Company
Great American Assurance Company

# SELECT BUSINESS POLICY EXPLANATORY MEMORANDUM CYBER ENHANCEMENT ENDORSEMENT – COUNTRYWIDE

The purpose of this filing is to introduce revisions to our Select Business Policy product.

A general description of the revisions is as follows:

This filing involves two similar forms:

**SB 82 55** Cyber Enhancement Endorsement Business Income and Extra Expense Coverage Form Actual Loss Sustained up to 12 Months

SB 81 32 Select Business Policy Cyber Enhancement Endorsement

The forms are identical in the changes that were made and only have editorial changes to match the underlying coverage forms being modified i.e. both identically modify the language of the Select Business Policy Building and Personal Property Coverage Form and then each similarly modify either the Business Income and Extra Coverage Form or the Business Income and Extra Expense Coverage Form Actual Loss Sustained up to 12 Months.

## **Coverage Form:**

The coverage change made was the addition of a policy aggregate limit which applies to all Insuring Agreements. No other changes were made to the form other than those needed to work in the overall aggregate wording.

#### Rule and Rate:

The intent of the addition of an annual coverage form aggregate is to prevent exposure to a catastrophic event, something that was not contemplated when the coverage first entered the marketplace. Cyber coverages have developed over the last few years and the industry standard is to now include these policy cyber aggregates. Again, this is to only control exposure to a catastrophic event as the probability that several losses in one policy period that would exceed the aggregate amount is very low. As such, there is no reduction in premium, but a policyholder notice will be sent on all renewal policies making the policyholder aware of the changes.